

The regular meeting of the Village of Arcade (VOA) Board of Trustees, Wyoming County, New York was held on Tuesday, April 1, 2008 at 7:00pm there were:

PRESENT

Mayor Rich Kosmerl, Deputy Mayor Hugh Ely, Trustee Jim McGarvey, Trustee Paul Burkett, Trustee Brian Burton, Superintendent of Public Works Larry Kilburn, Clerk/Treasurer Pam Beiersdorf, Police Chief John Laird, and Deputy Clerk/Treasurer Donna Miller

ALSO PRESENT

Margaret Morgan, Anita Stewart, David Buncy, Aaron Pringle, Shelby Purdy, Samantha Carlsen, Alan Holmes, Nick Neamon, Meegan Neamon, Michael Mau, Dawnielle Gregg, Mike George, Randy Colling, Brad Fisher, Mike Reinard, Steph Perks

PLEDGE TO ALLEGIANCE

Deputy Mayor Ely opened the meeting with the Pledge to Allegiance.

BID OPENING - FUEL SUPPLY CONTRACT

Bids for the Village fuel supply contract were opened with the above members and guests in attendance. The following bids were received:

BIDDERS	FUEL TYPE	BID AMOUNT
Crabb Oil and Propane Arcade, NY	LSD 2D (diesel)	\$0.10 + freight of \$0.0389
	UL (unleaded)	\$0.12 + freight of \$0.0304

Motion by Trustee Burkett and seconded by Trustee Burton, the bid(s) for the Village fuel supply contract be turned over to Superintendent of Public Works Kilburn for review, evaluation, and recommendation.

The motion was passed upon the following vote:

VOTE									
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent	
Trustee Brian Burton	X	Yes		No		Abstain		Absent	
Trustee Paul Burkett	X	Yes		No		Abstain		Absent	
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

VILLAGE PARK BALL DIAMOND

Dave Buncy, Pioneer Central School Varsity Baseball Coach, approached the Board and requested permission to erect their own fence at the Village park due to safety concerns. The mesh fence would be approximately 180 feet long and approximately 4-1/2 feet high. Dave would like to install the fence as soon as possible (possibly April 2nd) and indicated that it would be taken down by Memorial Day, unless little league wanted to use it.

Motion by Mayor Kosmerl and seconded by Trustee Burkett, Pioneer School be authorized to erect a fence at the Village park as described.

The motion was passed upon the following vote:

VOTE									
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent	
Trustee Brian Burton	X	Yes		No		Abstain		Absent	
Trustee Paul Burkett	X	Yes		No		Abstain		Absent	
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
VOTE TOTAL:	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS	X	PASS					FAIL		

PERMISSION TO SIGN ENGAGEMENT LETTERS WITH FREED MAXICK & BATTAGLIA, PC TO EVALUATE GRANTS

Motion by Trustee Burkett and seconded by Trustee McGarvey, Mayor Kosmerl be authorized to execute the engagement letter with Freed Maxick & Battaglia, PC to evaluate the assertion that the revenues and expenditures as of December 31, 2007 for the Legislative Initiative Grants contract #PKS-05-GE-0008 and #PKS-05-GE-0010 were allowable based on the contract provisions, guidelines, rules and regulations, and the policies prescribed by the NYS Office of Parks, recreation, and Historic Preservation.

The motion was passed upon the following vote:

VOTE									
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent	
Trustee Brian Burton	X	Yes		No		Abstain		Absent	
Trustee Paul Burkett	X	Yes		No		Abstain		Absent	
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

AVERAGE MONTHLY PAYMENT (AMP) PLAN OPEN ENROLLMENT

Clerk/Treasurer Beiersdorf announced that the Average Monthly Payment (AMP) plan is open for enrollment from April through August 31, 2008 and that average monthly payment amounts will be recalculated prior to generating the April 2008 bills. A short comment will be placed on the April 2008 advising customers of the open enrollment period and recalculations.

AUDIT BILLS

Motion by Trustee Burkett and seconded by Mayor Kosmerl, the Village bills be audited and paid and that the Clerk be granted permission to transfer funds from the money market accounts to the checking accounts to cover such bills.

The motion was passed upon the following vote:

VOTE									
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent	
Trustee Brian Burton	X	Yes		No		Abstain		Absent	
Trustee Paul Burkett	X	Yes		No		Abstain		Absent	
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

APPOINT ACTING VILLAGE JUSTICE JACK TUTTLE

Motion by Mayor Kosmerl and seconded by Trustee Burton, Mayor Kosmerl's appointment to extend Acting Village Justice, Jack Tuttle's term for a period of April 7, 2008 through April 15, 2008 at which time Mayor Kosmerl will announce the 2008 official annual appointments.

The motion was passed upon the following vote:

VOTE									
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent	
Trustee Brian Burton	X	Yes		No		Abstain		Absent	
Trustee Paul Burkett	X	Yes		No		Abstain		Absent	
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

PUBLIC EMPLOYMENT RELATIONS BOARD (PERB) SETTLEMENT AGREEMENT CASE NO. CP-1149

Mayor Kosmerl announced to the Board that a tentative settlement agreement had been reached with PERB on Friday, March 28, 2008.

Motion by Mayor Kosmerl and seconded by Trustee McGarvey, the Board approves the tentative agreement entering Clerk of the Justice Gillian Moore into the General Bargaining Unit effective upon the date of Board approval (April 1, 2008).

Clerk/Treasurer Beiersdorf was directed to send certified copies of this motion to Lynn Knoop, CSEA Labor Relations Specialist; Brian Lane, President Arcade General Unit; Attorney for the Village of Arcade, and Administrative Law Judge Lynn Fitzgerald.

The motion was passed upon the following vote:

VOTE								
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent
Trustee Brian Burton	X	Yes		No		Abstain		Absent
Trustee Paul Burkett	X	Yes		No		Abstain		Absent
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent
VOTE TOTAL:								
	5	Yes	0	No	0	Abstain	0	Absent
RESULTS		X	PASS				FAIL	

PRESENTATION – IN APPRECIATION

Mayor Kosmerl presented Deputy Mayor Hugh Ely a framed aerial picture of the VOA in appreciation for his years of service on the Village Board as his term ends at 11:59am on 04/07/08 (the official Village year). The memento contained a brass engraved plaque with his name, position, and years of service.

**HUGH P. ELY
VILLAGE OF ARCADE
1981-1984 & 2002-2008 Trustee
1985-1987 Mayor**



Mayor Richard Kosmerl and Deputy Mayor Hugh Ely

REGIONAL KNOWLEDGE NETWORK

Mayor Kosmerl encouraged the Board to look at the Regional Knowledge Network website developed by the University of Buffalo to provide government officials, regional leaders, community activists, researchers and citizens with access to up-to-date data on the region. The website is <http://rkn.buffalo.edu/index.cfm>.

EXECUTIVE SESSION

Motion by Mayor Kosmerl and seconded by Trustee McGarvey, the Board enter into executive session to discuss the following topic(s) at 7:15pm:

- collective negotiations

The motion was passed upon the following vote:

VOTE									
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent	
Trustee Brian Burton	X	Yes		No		Abstain		Absent	
Trustee Paul Burkett	X	Yes		No		Abstain		Absent	
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

Motion by Trustee Burkett and seconded by Trustee McGarvey, the Board exit executive session at 7:47pm.

The motion was passed upon the following vote:

VOTE									
Mayor Richard Kosmerl	X	Yes		No		Abstain		Absent	
Trustee Brian Burton	X	Yes		No		Abstain		Absent	
Trustee Paul Burkett	X	Yes		No		Abstain		Absent	
Deputy Mayor Hugh Ely	X	Yes		No		Abstain		Absent	
Trustee Jim McGarvey	X	Yes		No		Abstain		Absent	
VOTE TOTAL:									
	5	Yes	0	No	0	Abstain	0	Absent	
RESULTS									
	X	PASS					FAIL		

APPOINTMENT TO HEALTH INSURANCE COMMITTEE

Mayor Kosmerl appointed Trustee Burkett and Trustee Ely to the health insurance committee. Hugh Ely's appointment on this committee shall continue after his term of Trustee expires.

REPORTS RECEIVED

The following reports were received, reviewed, and placed on file:

- None.

ADJOURN

There being no further business to come before the Board the meeting duly adjourned at 7:51pm upon motion by Trustee Burkett and seconded by Trustee Ely.

Clerk/Treasurer

VENDOR	AMOUNT
ACTIVE IT DESIGN, LLC	\$ 225.00
AFLAC NEW YORK	\$ 1,340.78
AFLAC NEW YORK	\$ 25.00
ALBERT J. MOGAVERO, CHAPTER 13	\$ 422.00
ALTEC INDUSTRIES INC	\$ 941.98
AMSTERDAM PRINTING/LITHO	\$ 120.08
ANIXTER INC	\$ 128.09
AT&T	\$ 614.35
BANK OF NEW YORK	\$ 1,510.00
BEACON EQUIPMENT LEASING	\$ 90.00
BLUE CROSS & BLUE SHIELD	\$ 28,612.88
BST ADVISORS, LLC	\$ 20,405.00
CDW GOVERNMENT INC	\$ 176.79
CHIEF SUPPLY CORPORATION	\$ 385.99
CID DIVISION OF WASTE MANAGEMEN	\$ 9,008.81
CINTAS CORPORATION #782	\$ 130.39
COLEEN PETTIT	\$ 100.00
CSEA	\$ 704.60
CSEA BENEFIT UNIT	\$ 1,135.48
CSEA POLICE UNIT	\$ 167.69
DOLORES M DAWLEY	\$ 540.00
DRUMMOND AMERICAN CORP	\$ 171.35
EATON OFFICE SUPPLY	\$ 62.00
EJ PRESCOTT, INC	\$ 2,764.54
ELIZA CO. INC.	\$ 93.17
FASTENAL COMPANY	\$ 7.35
FEDEX GROUND, INC.	\$ 112.04
GOTTOGO ELECTRIC	\$ 9,288.00
GRIFFITH ENERGY	\$ 2,130.04
INTERACTIVE COMPUTER DESIGNS,	\$ 902.00
IRS - FEDERAL PAYROLL TAX PAYME	\$ 20,075.39
ITRON, INC.	\$ 950.61
MARTIN BROTHERS CHEVROLET	\$ 26.95
METRO GROUP INC	\$ 57.90
MOORE MEDICAL CORP.	\$ 117.16
NATIONAL FUEL GAS DISTRIB	\$ 317.40
NATIONAL GRID	\$ 55,309.39
NEOPOST LEASING INC.	\$ 146.85
NYS & LOCAL RETIRE SYSTEM	\$ 2,612.91
NYS CHILD SPRT PROCESSING	\$ 264.00
NYS INCOME TAX	\$ 3,305.10
O'CONNELL ELECTRIC CO. INC.	\$ 12,359.49
OFFICE OF STATE COMPTROLLER	\$ 6,811.25
OSEA	\$ 375.00
RADIO SHACK	\$ 229.99
RELCOMM, INC.	\$ 1,270.00
RICHARD-CIN SIGNS	\$ 297.50
SAIA COMMUNICATIONS INC	\$ 126.10
SOUTER & SONS PRINTING	\$ 65.00
STUART C IRBY CO	\$ 3,849.00
TRACTOR SUPPLY COMPANY	\$ 69.58
UNITED STATES POSTAL SRVC	\$ 1,000.00
UPS	\$ 14.67
VALLEY FAB &EQUIPMENT INC	\$ 395.98
VERIZON WIRELESS	\$ 453.55
VILLAGE OF ARCADE	\$ 359.41
VILLAGE OF ARCADE	\$ 127.00
WESCO DIST. INC.	\$ 1,441.30
WILLIAMSON LAW BOOK CO	\$ 224.17
ZAHM & MATSON	\$ 307.80
ZEE MEDICAL SERVICE CO.	\$ 1,203.00
ZURICH AMERICAN INS CO	\$ 284.40
TOTAL	\$ 196,763.25